

## IN THE CLAIMS

Please cancel claims 13-20 without prejudice as being drawn to a non-elected invention.

Please amend claims 1, 5, and 7-11.

Please enter the pending claims as follows:

1. (Currently Amended) A structure comprising:

a substrate;

a layer of material disposed over said substrate;

a first pair of features disposed in said [a] substrate and left exposed by an etch to remove an overlying portion of said layer of material, said first pair of features being equidistant from a first centerline;

a second pair of features disposed in said substrate and left embedded below [a] said layer of material, said second pair of features being equidistant from a second centerline, said second pair of features and said first pair of features being coplanar; and

a third pair of features disposed in said layer of material, said third pair of features being equidistant from a third centerline, wherein deviation among said first, second, and third centerlines is a measurement of overlay.

2. (Original) The structure of claim 1 wherein a first separation between said first centerline and said third centerline is a post-etch overlay.

3. (Previously Presented) The structure of claim 2 wherein a second separation between said second centerline and said third centerline is a post-develop overlay.
4. (Previously Presented) The structure of claim 3 wherein a third separation between said first centerline and said second centerline is an exposed-to-embedded offset in overlay.
5. (Currently Amended) The structure of claim 4 wherein said exposed-to-embedded offset in overlay can correct [a] said post-develop overlay to predict [a] said post-etch overlay.
6. (Original) The structure of claim 1 wherein said first pair of features comprises trenches filled with dielectric material.
7. (Currently Amended) The structure of claim 1 [6] wherein said second pair of features comprises trenches filled with dielectric material ~~and covered with transparent material.~~
8. (Currently Amended) The structure of claim 1 [7] wherein ~~said third pair of features comprises~~ said layer of material is transparent ~~material.~~

9. (Currently Amended) The structure of claim 1 wherein said first pair of features comprises holes filled with ~~a first~~ opaque material.
10. (Currently Amended) The structure of claim 1 [9] wherein said second pair of features comprises holes filled with ~~said first~~ opaque material ~~and covered with a second opaque material~~.
11. (Currently Amended) The structure of claim 1 [10] wherein ~~said third pair of features comprises~~ said ~~second~~ layer of material is opaque material.
12. (Original) The structure of claim 1 wherein said first pair, said second pair, and said third pair of features are parallel.
13. - 20. (Canceled)